

	<b>Current Penalty Structure</b> March 2004	<b>Proposed Penalty Structure</b> Rev November 2007
<b><u>First OUI</u></b> BAC 0.08 Class I Misdemeanor	250.00 mandatory minimum <b>\$950.00</b> 200.00 80% surcharge 500.00 prison fee No jail time	250.00 mandatory <b>minimum</b> <b>\$1450.00</b> 200.00 80% surcharge 500.00 prison fee <b>plus 500.00 for general fund</b> 10 days jail – all but 24 hours may be waived <b>PLUS</b> <b>hours community service may be ordered</b>
<b><u>Second OUI</u></b> BAC 0.08 Class I Misdemeanor	500.00 mandatory minimum <b>\$2150.00</b> 400.00 80% surcharge 1250.00 prison fee 90 days jail – all but 30 days may be waived	500.00 mandatory minimum <b>\$3400.00</b> 400.00 80% surcharge 1250.00 prison fee <b>plus 1250.00 for general fund</b> 90 days jail – all but 30 days may be waived <b>PLUS 30 hours</b> <b>community service</b>
<b><u>First Extreme OUI</u></b> BAC 0.15 Class I Misdemeanor	250.00 mandatory minimum <b>\$2450.00</b> 200.00 80% surcharge 1000.00 prison fee plus 1000.00 general fund 30 days jail – all but 10 days may be waived	250.00 mandatory minimum <b>\$2700.00</b> 200.00 80% surcharge <b>plus 250.00 OUI Abatement fee</b> 1000.00 prison fee plus 1000.00 general fund 30 days jail – all but 10 days may be waived
<b><u>Second Extreme OUI</u></b> BAC 0.15 Class I Misdemeanor	500.00 mandatory minimum <b>\$3400.00</b> 400.00 80% surcharge 1250.00 prison fee plus 1250.00 general fund 120 days jail – all but 60 days may be waived	500.00 mandatory minimum <b>\$3650.00</b> 400.00 80% surcharge <b>plus 250.00 OUI Abatement fee</b> 1250.00 prison fee, 1250.00 general fund 120 days jail – all but 60 days may be waived <b>PLUS 30 hours</b> <b>community service</b>
<b><u>First Super Extreme OUI</u></b> BAC over 0.20 Class I Misdemeanor	Not Enacted	<b>500.00 mandatory minimum</b> <b>\$3150.00</b> 400.00 80% surcharge <b>plus 250.00 OUI Abatement fee</b> 1000.00 prison fee, 1000.00 general fund 45 days jail <b>PLUS 30 hours community service</b>
<b><u>Second Super Extreme OUI</u></b> BAC over 0.20 Class I Misdemeanor	Not Enacted	1000.00 mandatory minimum <b>\$4050.00</b> 800.00 80% surcharge <b>plus 250.00 OUI Abatement fee</b> 1000.00 prison fee, 1000.00 general fund 180 days jail – all but 90 must be served <b>PLUS 30 hours</b> <b>community service</b>
<b><u>Aggravated OUI</u></b> 3 <sup>rd</sup> or 4 <sup>th</sup> OUI w/60 months <b>Juvenile On Board</b> Class 4 Felony	750.00 mandatory minimum <b>\$4355.00</b> 600.00 80% surcharge 1500.00 prison fee plus 1500.00 to DUI Abatement 3 <sup>rd</sup> Four months jail and 4 <sup>th</sup> is 8 months jail	750.00 mandatory minimum <b>\$4600.00</b> 600.00 80% surcharge <b>plus 250.00 OUI Abatement fee</b> 1500.00 prison fee plus 1500.00 to general fund Four months jail
<b><u>Refusal</u></b> Civil Matter/Civil Sanction	750.00 civil penalty <b>\$1855.00</b> 600.00 80% surcharge 500.00 prison fee	3000.00 civil penalty <b>\$6400.00</b> 2400.00 80% surcharge 1000.00 prison fee